GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 1.81 ha of forest land for Rehabilitation and upgradation of NH-18 from Km.108/850 to 160/200 (Rayachoty to Kadapa section) to two lane with paved shoulders in the state of Andhra Pradesh in favour of Executive Engineer, (R&B), NH Division, Kadapa – Final (stage-II) approval- Accorded

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ENVIRONEMNT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.Ms.No.38 **Dated.23.06.2022**

Read the following:-

1)From PCCF & HoFF, Lr.No.3807/2016/ FCA-3, Dated.24.08.2017.
2)State Govt.Lr.No.3695/Section.II/2017, EFS&T(Sec.II) Dept., Dated.25.09.2017.
3)From GoI, MoEF& CC, Lr.No.4-APB046-2017-CHN/1598, Dated.05.10.2017.
4)From the PCCF&HoFF, A.P., Lr.Rc.No.EFS02-15034/2/2021/FCA SEC-PCCF/FCA-1, Dated:07.09.2021.
5)State Govt.Lr.No.3695/Section.II/2017, EFS&T(Sec.II) Dept., Dated.27.09.2021.
6)From GoI, MoEF& CC, Lr.No.4-APB046-2017-CHN/85, Dated.12.10.2021.

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ORDER:

In the letter first read above, the Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, has submitted a proposal under Section-2 of Forest (Conservation) Act, 1980, for diversion of 1.81 ha of forest land for Rehabilitation and upgradation of NH-18 from Km.108/850 to 160/200 (Rayachoty to Kadapa section) to two lane with paved shoulders in the State of Andhra Pradesh in favour of Executive Engineer, (R&B), NH Division, Kadapa and requested to forward the same to GoI, MoEF & CC, Regional Office, Chennai for according necessary approval in the matter.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests (HoFF) was sent to Government of India, Ministry of Environment & Forests, Regional Office, Chennai for their approval under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Regional Office, Chennai, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions stipulated therein. Accordingly, in the letter 5th read above, State Government furnished compliance report on the Stage-I conditions stipulated by the Government of India, Ministry of Environment & Forests, Regional Office, Chennai and requested to accord Final (Stage-II) approval for the proposal.

4. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada have accorded Final (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 1.81 ha of forest land for Rehabilitation and upgradation of NH-18 from Km.108/850 to 160/200 (Rayachoty to Kadapa section) to two lane with paved shoulders in the State of Andhra Pradesh in favour of Executive Engineer, (R&B), NH Division, Kadapa, subject to certain conditions stipulated therein.

5. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 1.81 ha of forest land for Rehabilitation and upgradation of NH-18 from Km.108/850 to 160/200 (Rayachoty to Kadapa section) to

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two lane with paved shoulders in the State of Andhra Pradesh in favour of Executive Engineer, (R&B), NH Division, Kadapa, subject to the following conditions:-

1. Legal status of the diverted forest land shall remain unchanged;

2. The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 3.72 ha of degraded forest land identified in Compt.No 759 in ldupulapaya Redlacheruvu RF in Rayachoty Range from the amount already realized from the User Agency;

3. Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government;

4. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency;

5. The layout plan of the proposal shall not be changed without the prior approval of the Central Government;

6. Minimal disturbance should be ensured by creating labour camps outside the forest area as far as possible and it will be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;

7. The State Forest Department shall raise and maintain sufficient numbers of red sanders saplings in the proposed CA land as proposed by the DFO, Kadapa Division;

8. The UA shall construct retaining walls and check walls wherever required by consulting the DFO concerned at the project cost;

9. The construction of culverts/bridges, if any, over the natural streams/rivers/canals should be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;

10. Trees/Bushes standing in the diverted area shall be felled / cleared strictly as per requirement with prior permission of the Divisional Forest Officer concerned;

11. The user agency shall arrange to raise avenue plantation all along the roadside at the project cost with maintenance of 7-10 years;

12. Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO so as to stabilize the soil;

13. The State Forest Department shall translocate the trees, wherever feasible instead of felling, at the cost of user agency;

14. The total forest area utilized for the project shall not exceed 1.81 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;

15. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;

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16. User agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;

17. Any other conditions that the Central Government or Regional Officer of Integrated Regional Office, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;

18. The Progress of the Compensatory Afforestation as mentioned by the DFO, Kadapa Forest Division in Sl No 12 (v) (a) & (b) of part II i.e. 410.32 ha of forest land and 156.20 ha of non forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Integrated Regional Office, Vijayawada.

19. The user agency shall submit the annual self compliance report in respect of the above conditions to the State Govt. and to the Integrated Regional Office, Vijayawada regularly.

20. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as per provisions of rules /guidelines made under FCA, 1980.

6. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Inspector General of Forests (Central)
Government of India,
Ministry of Environment, Forests & Climate Change
Integrated Regional Office, Vijayawada,
Green House Complex, Gopal Reddy Road,
Vijayawada-520010

The Executive Engineer,
R&B, NH Division, Rabindra Nagar,
Kadapa, Andhra Pradesh – 5160031.

SF/SC

//FORWARDED :: BY ORDER//

N. Jagadeeswari
SECTION OFFICER